



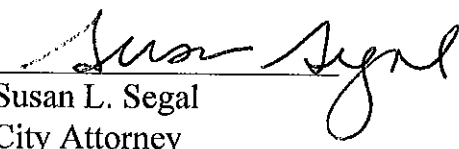
**Request for City Council Committee Action
From the City Attorney's Office**

Date: October 9, 2012
To: Ways & Means/Budget Committee
Subject: Jennifer Leigh Ripp v. City of Minneapolis
Court File No.:

Recommendation: That the City Council be advised and approve the payment of the Arbitration Award in this case in the amount of \$6,801.25, payable to Jennifer Leigh Ripp and her attorneys, McSweeney & Fay, from Fund/Org. 06900-1500100-145675 and be authorize the City Attorney's Office to execute any drafts and documents necessary to effectuate satisfaction of this award.

Previous Directives: None

Prepared by: Thomas J. Miller Phone: (612) 673-2897

Approved by: 
Susan L. Segal
City Attorney

Presenter in Committee: Susan L. Segal, City Attorney

Financial Impact:(Check those that apply)

☐ No financial impact (If checked, go directly to Background/Supporting Information).

☐ Action requires an appropriation increase to the _____ Capital Budget or _____ Operating Budget.

☐ Action provides increased revenue for appropriation increase.

☐ Action requires use of contingency or reserves.

☐ Business Plan: _____ Action is within the plan. _____ Action requires a change to plan._

☒ Other financial impact (Explain): \$6,801.25 from Fund/Org. 06900-1500100-145675

☐ Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact: Other

Background/Supporting Information:

This matter and subsequent claim arise out of a bicycle/motor vehicle accident that occurred on November 3, 2010. At that time and place, Ms. Jennifer Leigh Ripp was traveling south on Hennepin Avenue South at or near its intersection with Main Street Northeast in Minneapolis. As a City vehicle attempted to pass Ms. Ripp, it struck her bicycle and pushed her into a nearby railing.

As a result of the crash, Jennifer Leigh Ripp sustained significant injuries and incurred \$5,692.06 in treatment expenses. Ms. Ripp did not have No-Fault Automobile Insurance and did not reside with anyone who did. Since she was struck by a "business vehicle", the No-Fault Act states that the City is responsible for her No-Fault coverage.

Following extensive negotiations with her attorney that did not result in settlement, the matter was heard by an arbitrator on May 22, 2012 at the American Arbitration Association and decided in favor of the claimant, Ms. Ripp. This binding arbitration proceeding is mandated for all insurers and self-insurers by statute. Therefore, the City of Minneapolis is now obligated to pay this award in the total amount of \$6,801.25, which amount includes interest and costs awarded in addition to the medical bills claimed.

TJM / 11-05382